

REMARKS

We acknowledge the Examiner's indication that dependent claims 2, 3, 5-7, 9 and 10 would be allowable if rewritten in independent form and to include all of the limitations recited in any base or intervening claims.

Obviousness-type Double Patenting Rejection

Claims 1, 4, 8 and 11-13 have been provisionally rejected on the grounds of nonstatutory obviousness-type double patenting as being unpatentable over claims 3 and 9 of co-pending application serial no. 11/178,889. Accordingly, Applicant is submitting herewith a terminal disclaimer to satisfy the Examiner's double patenting rejection.

Because claims 2 and 3 depend from independent claim 1; claims 5-7 depend from independent claim 4; claim 9 from independent claim 8 and claims 11-13 from independent claim 10, these dependent claims are allowable for at least the same reasons that independent claims 1, 4, 9 and 10 are allowable.

Please apply any other charges or credits to deposit account 06-1050 (referencing 10449-026001).

Respectfully submitted,

Date: September 19, 2006



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